

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

DARIN DUNCAN, §  
*Plaintiff* §  
§  
V. § CIVIL ACTION NO.  
§ 4:09-CV-00715  
UNIVERSITY OF TEXAS HEALTH §  
SCIENCE CENTER AT HOUSTON, §  
*Defendant* §

**ORDER ON MOTION FOR PARTIAL DISMISSAL**

Before the Court for consideration is the University of Texas Health Science Center at Houston's Motion for Partial Dismissal. Having considered Defendant's Motion, Plaintiff's Opposition, any reply, and all pleadings on file, the Court is of the opinion that the motion is well founded and that it should be granted. It is therefore:

ORDERED that the University of Texas Health Science Center at Houston's Partial Motion to Dismiss GRANTED; and it is further

ORDERED that all of Plaintiff's claims except for those under Section 504 of the Rehabilitation Act are DISMISSED.

Signed this the 4<sup>th</sup> day of September, 2009.

  
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HON. EWING WERLEIN, JR.  
UNITED STATES DISTRICT JUDGE  
